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LB 461

SPEAKER KRISTENSEN: Senator Engel.

SENATOR ENGEL: Mr. Speaker and members of the body, I have no problem with the amendment. I just have a quick question for Senator Beutler. Would...would this put...place any additional financial responsibility on the state of Nebraska?

SPEAKER KRISTENSEN: Senator Beutler.

SENATOR BEUTLER: Senator, I don't...I don't believe so. The bill provides that if there's additional remediation it would come out of the fund, but that is our expectation all along. I don't think it causes any additional responsibility on the part of the state.

SENATOR ENGEL: Thank you.

SPEAKER KRISTENSEN: Senator Hilgert.

SENATOR HILGERT: Thank you, Mr. Speaker. Senator Beutler, if we're putting more responsibilities or duties or at least outlining some responsibilities and duties to what's referred to as the responsible person, are there provisions in this bill that defines what that responsible person is? For example, if you were in a business and you declared bankruptcy, or you simply terminated the business, or you sold your business, does the responsible person definition allow for that responsible person's successors or acquirers?

SENATOR BEUTLER: Senator, I'm not sure I can outline for you correctly how the concept of responsible person would work in some of the more bizarre situations that you're describing like a...well, I guess a bankruptcy is not all that bizarre, but...

SENATOR HILGERT: Well, we had a lead refinery in Omaha and this was an issue as far as, you know, it was one company, then another company, then another company, and if it's sold what happens to who is ultimately responsible should that property have some problems. And you're referring to responsible person here and I was wondering if there's assurances here that even